

## CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number \_\_\_\_\_

Meeting Type: Regular

Meeting Date: 2/27/2014

Action Requested By:  
Community  
Development

Agenda Item Type  
Resolution

Subject Matter:

Modification #1 to Resolution 13-439 between the City of Huntsville and Family Services Center, Inc., to specify contract address

Exact Wording for the Agenda:

Resolution authorizing the Mayor to modify contract 13-439 with Family Services Inc., to specify construction address.

**Note: If amendment, please state title and number of the original**

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

To add specific construction address per new HUD HOME Final Rule

Associated Cost: 0

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: \_\_\_\_\_



Date: \_\_\_\_\_

2/19/14

# ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Community Development

Council Meeting Date: 2/27/2014

Department Contact: Scott Erwin

Phone # 256-427-5423

Contract or Agreement: Contract

Document Name: Modification No. 1 to Resolution No. 13-439 to specify Legal Description

City Obligation Amount:

Total Project Budget:

Uncommitted Account Balance:

Account Number:

## Procurement Agreements


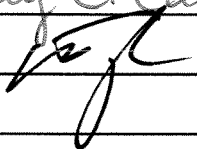
<u>Select...</u>	<u>Select...</u>
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## Grant-Funded Agreements

**Federal HUD**

**Grant Name:**

HOME Investment Partnership Grant

Department	Signature	Date
1) Originating		<u>2/19/14</u>
2) Legal	<u>Mary C. Cates</u>	<u>2-24-14</u>
3) Finance		<u>2/24</u>
4) Originating		
5) Copy Distribution		
a. Mayor's office (2 copies)		
b. Clerk-Treasurer (Original & 2 copies)		
c. Legal (1 copy)		

**RESOLUTION NO. 14-\_\_\_\_\_**

**WHEREAS**, the City of Huntsville, Alabama, received a grant under Title I of the Housing and Community Development Act of 1974, as amended, from the U.S. Department of Housing and Urban Development (HUD),

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, that the Mayor of the City of Huntsville is hereby authorized, requested and directed to enter into Modification No. 1 to the Agreement between the City of Huntsville, Alabama and Family Services Center, Inc., as adopted by Resolution No. 13-439 on June 13, 2013 for Home Investment Partnership Funds, said modification being substantially similar in words and figures to that document identified as "Modification No. 1 Between the City of Huntsville, Alabama, and Family Services Center as adopted by Resolution No. 13-439 on February 27, 2014 for Home Investment Partnership Funds." consisting of two (2) pages, and the date of February 27, 2014, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville.

**ADOPTED** this the 27th day of February, 2014.

\_\_\_\_\_  
President of the City Council of  
the City of Huntsville, Alabama

**APPROVED** this the 27th day of February, 2014.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

STATE OF ALABAMA

)

COUNTY OF MADISON

)

Modification No. 1 to the Agreement Between the City of Huntsville and Family Services Center as adopted by Resolution No. 13-439 on February 27, 2014 for Home Investment Partnership funds.

**MODIFICATION NO. 1**

THIS MODIFICATION IS MADE TO THE AGREEMENT entitled "Agreement between the City of Huntsville, Alabama and Family Services, Inc.," as referenced above and is entered into on this the 27<sup>th</sup> day of February, 2014 by and between the City of Huntsville, Alabama (City) and Family Services, Inc. (Agency).

**WITNESSETH**

**WHEREAS** the City has demonstrated the necessity to amend the Agreement for the purpose of specifying the construction address as required by the U.S. Department of Housing and Urban Development HOME Final Rule."

**NOW THEREFORE,** in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree to modify the Agreement as follows:

1. Effective February 27, 2014 the Program Description set forth in Section 1., Page 1 of the Agreement is deleted and replaced with the following:

The DEVELOPER shall provide affordable housing that will involve homeownership opportunities for low and moderate-income families that meet HOME program income eligibility criteria. The City shall provide a total of \$154,100.00 in HOME funds for activities associated with the program. The property address for this contract will be Lots 25 & 26 Block 1 Terry Heights 2<sup>nd</sup> Addition as recorded in the Office of Probate Records Madison County Alabama." Funds shall be expended as described in Part I, Section V of this Agreement.

**President of the City Council of**  
**the City of Huntsville, Alabama**  
**Date: February 27, 2014**

All other terms and conditions of the Original Agreement remain unchanged and in full force and effect.

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**IN WITNESS WHEREOF**, the parties hereto have entered into this agreement, consisting of this page and one (2) preceding pages, on the February 27, 2014.

**ATTESTED:**

**THE CITY OF HUNTSVILLE, ALABAMA**

By: \_\_\_\_\_

By: \_\_\_\_\_  
Mayor Tommy Battle

Date: \_\_\_\_\_

**ATTESTED:**

**Family Services Center an Alabama  
Non-Profit Corporation**

By: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Its: \_\_\_\_\_